

**UNITED STATES BANKRUPTCY COURT
WDNY - ROCHESTER DIVISION
HONORABLE JOHN C. NINFO, II**

NOTICE TO ATTORNEYS

MARCH 24, 1994

Please be advised that the policy directing the prefiling of direct testimony in the U.S. Bankruptcy Court, Western District of New York - Rochester Division as set out in the notice referencing the same (see attached) is rescinded and the rescission is effective March 24, 1994.

It is now the policy of this Court that if a party expects to call an expert witness in connection with a hearing or trial to be conducted by the Court, it is expected that the party will advise the other party(ies) and the Court of that expectation preferably in the pre-trial conference stage but in any event no later than the call of the case at the Trial Calendar/Evidentiary Hearing Calendar. This will enable the parties and the Court to address the presentation of expert testimony on a case by case basis.